

Members

Rep. Charlie Brown, Chairperson
Rep. Cindy Noe
Sen. Connie Lawson
Sen. Vi Simpson
Robert N. Postlethwait
Valerie N. Markley
Amy Cook-Lurvey
Richard Culver
Abigail Flynn
Donna Lisa Gibson
David M. Giles, M.D.
Galen Goode
Dennis R. Jones
Gloria Kardee
Loretta Kroin
Bryan Lett



COMMISSION ON MENTAL HEALTH

Legislative Services Agency
200 West Washington Street, Suite 301
Indianapolis, Indiana 46204-2789
Tel: (317) 233-0696 Fax: (317) 232-2554

LSA Staff:

Sarah Brooks, Fiscal Analyst for the Commission
Susan Kennell, Attorney for the Commission

Authority: P. L. 243-2003

JOINT MEETING WITH THE INDIANA COMMISSION ON MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

MEETING MINUTES¹

Meeting Date: August 4, 2004
Meeting Time: 11 A.M.
Meeting Place: State House, 200 W. Washington St., the
House Chambers
Meeting City: Indianapolis, Indiana
Meeting Number: 1

Members Present: Rep. Charlie Brown, Chairperson; Rep. Cindy Noe; Sen. Vi Simpson; Robert N. Postlethwait; Valerie N. Markley; Amy Cook-Lurvey; Richard Culver; Abigail Flynn; David M. Giles, M.D.; Dennis R. Jones; Loretta Kroin.

Members Absent: Sen. Connie Lawson; Donna Lisa Gibson; Galen Goode; Gloria Kardee; Bryan Lett.

Members of the Commission on Mental Retardation and Developmental Disabilities Present: Rep. Sheila Klinker, Chairperson; Sen. Rose Antich-Carr; Sen. Marvin Riegsecker; Rep. Robert Alderman; Scott MacGregor; Sylvia Brantley; Suda Hopkins; Joanne Rains-Warner; Betty Williams.

I. Introductions

Representative Brown called the meeting to order at 11 A.M. Members of the Commission on Mental Health and the Commission on Mental Retardation introduced themselves.

¹ Exhibits and other materials referenced in these minutes can be inspected and copied in the Legislative Information Center in Room 230 of the State House in Indianapolis, Indiana. Requests for copies may be mailed to the Legislative Information Center, Legislative Services Agency, 200 West Washington Street, Indianapolis, IN 46204-2789. A fee of \$0.15 per page and mailing costs will be charged for copies. These minutes are also available on the Internet at the General Assembly homepage. The URL address of the General Assembly homepage is <http://www.ai.org/legislative/>. No fee is charged for viewing, downloading, or printing minutes from the Internet.

II. Presentation by Ms. Kristin Schunk, Interim Director of the Division of Disability, Aging, and Rehabilitative Services, FSSA; Ms. Suzanne Clifford, Director of the Division of Mental Health and Addiction, FSSA

Ms. Schunk and Ms. Clifford provided testimony concerning persons with mental retardation (MR), developmental disability (DD), mental illness (MI), and chemical addiction (CA) in the criminal justice system (Exhibit 1). Presentation topics included: (1) national and Indiana MR/DD/MI/CA numbers; (2) state psychiatric hospital forensic populations; (3) key national issues; (4) understanding MR/DD/MI interactions with the criminal justice system; (5) communication and collaboration currently in the works; (6) training that is or is not occurring; (7) diversion; (8) the national discussion about incompetence to stand trial; (9) actions previously taken by Family and Social Services Administration (FSSA), Department of Corrections (DOC), and community partners; and (10) areas needing improvement.

III. Presentation by Mr. Randy Koester, DOC

Mr. Koester presented information about several DOC initiatives. DOC is currently funding six forensic diversion pilot programs. The programs were implemented two years ago and fund 23 beds in 6 counties (Allen, Bartholomew, Lake, LaPorte, Shelby and Tippecanoe) (Exhibit 2). Mr. Koester stated that the Forensic Diversion Study Committee required by HEA 1437 will begin this summer.

Mr. Koester provided data about MI/MR/DD individuals in the correctional system that are not diverted. The following data were provided:

Mental Illness DOC stats:

- (a) 12% are diagnosed with a mental illness (2,700 out of 23,600 offenders)
- (b) 11% are prescribed psychiatric medication
- (c) of the 12% (see a), 22% to 30% are diagnosed with a major anxiety disorder
- (d) of the 12% (see a), 13% to 19% are diagnosed with major depression
- (e) of the 12%(see a), 2% to 4% are diagnosed with schizophrenia or psychosis
- (f) offenses of the 12% (see a) include murder, B felony burglary, B felony robbery, and A felony child molestation

Mr. Koester stated that the number of MR/DD individuals is difficult to identify. Individuals must self-identify, and most choose not to. One way that the DOC has begun to ameliorate this problem is through offering time credit for adult basic skills and literacy (six months); this has resulted in additional individuals coming forward.

Mr. Koester stated that the DOC has a history of not doing enough when working with MR/DD populations, however, it is currently making strides to improve, including (a) implementation of a case management system, (b) Indiana Offender Reintegration Project (IORP) which works with hard-to-place individuals and individuals leaving the correctional system, and (c) the Substance Offender Management and Monitoring Program (SOMM), a treatment process for sex offenders.

Mr. Koester stated that the DOC is starting to do better at incorporating MI/MR/DD training for correctional officers. Additional MI/MR/DD training will be added at the end of August. He stated that new staff are easier to train than current staff. Current staff must be trained in small increments because of work requirements.

Mr. Koester also provided a handout which included information about the DOC substance abuse program accomplishments (Exhibit 3).

IV. Presentation by Mr. Scott Mellinger, Indiana Law Enforcement Training Academy

Mr. Mellinger provided a general overview of the structure of the Law Enforcement Training Academy (LETA); there are 5 training facilities in the state. LETA provides 75% of basic training to law enforcement personnel in cities, counties, universities, and small locations.

Mr. Mellinger described the responsibilities of the Law Enforcement Training Board (LETB). LETB sanctions curricula for each academy. Mr. Mellinger noted a challenge of working with the MI/MR/DD populations is the increased likelihood of unpredictable behavior. While LETB continues to educate itself on MI/MR/DD issues, it will never provide "perfect" services due to the above noted challenge.

Mr. Mellinger reported on the progress of the implementation of the HEA 1437 training requirements. He indicated that LETB is working in conjunction with other agencies and groups to provide the most comprehensive MI/MR/DD training possible. For example, National Association of the Mentally Ill (NAMI) Indiana has been incorporated into the training presentation. LETB is in the process of creating, with FSSA, an in-service MI/MR/DD training CD-rom which will be reviewed annually by both parties.

V. Presentation by Lt. Chico Hatke, Lafayette Police Department

Lt. Hatke presented information about the Tippecanoe County Crisis Intervention Team (CIT) (Exhibits 4 & 5). Lt. Hatke discussed the various factors that contributed to the creation of the CIT and what the effect of the training has been. Other information that he provided included a description of the CIT training curriculum (Exhibit 6) and CIT monthly data reports for February through June (Exhibit 7).

VI. Presentation by Dee Enrico-Janik, Chairperson, Indiana Partners in Equal Justice Task Force

Ms. Enrico-Janik briefly discussed the Indiana Partners in Equal Justice Task Force. Twenty-four grants were funded in the United States to help develop a partnership in equal justice. She thanked the Commission on Mental Health and the Commission on Mental Retardation and Developmental Disabilities for solidifying the relationship between the MI/MR/DD communities and the criminal justice system. She indicated that the 4% MI/MR/DD statistic that Mr. Koester presented was likely low because the DOC requires individuals to self-report and most do not.

Ms. Enrico-Janik provided an invitation to the Unequal Justice in Indiana conference (Exhibit 8).

VII. Presentation by Ms. Kellie Meyer, National Alliance for the Mentally Ill (NAMI) in Indiana, NAMI Indiana's Criminal Justice Training Program

Ms. Meyer presented information about NAMI Indiana's criminal justice training program. The program originally had 4 staff; all other workers were volunteers. The program consists of 5 classes covering: (1) the Categories of Mental Illness; (2) the Biological Basis of Mental Illness; (3) the Treatment of Mental Illness; (4) Interacting with Persons with Mental Illness; (5) and Criminal Justice and Mental Illness (Exhibit 9).

Ms. Meyer also provided information about the Ft. Wayne CIT program (Exhibit 10).

VIII. Presentation by Ms. Eunice Trotter, Parent

Ms. Trotter provided the members with written testimony concerning her son's experience with the criminal justice system (Exhibit 11). Ms. Trotter's testimony focused on the various medications he did or did not receive while incarcerated.

IX. Presentation by Ms. Dorinda Rupe, Logan Center, South Bend

Ms. Rupe presented information about the Center diversion program. The program serves 30 MR/DD/MI diversion-eligible individuals. She also discussed several areas of concern that still need attention (Exhibit 12). Ms. Rupe stated that the taxpayers will pay for these individuals, whether it be through diversion services or other, for example, welfare, and that the taxpayer dollars can be better spent on these individuals.

Rob Booker also presented information on the Logan Center Diversion program. Mr. Booker: (1) stressed the need for additional residential locations for individuals; (2) discussed the need for the waiver waiting list to be decreased; and (3) discussed the need for priority for certain waiver-eligible individuals.

X. Presentation by Mr. Brian Davis, ARC Bridges, Gary

Mr. Davis reported on the progress of ARC Bridges. The program has been approved by the LETB for the past 7 years as certified to provide MR/DD training. Training includes information such as medication tips and protection of rights information. The organization recently began working in collaboration with other providers to improve provision of services.

XI. Future Meetings:

The next meeting of the Commission on Mental Health will be held on September 22, 2004, at 1 P.M. in the House Chambers of the State House.

The next meeting of the Commission on Mental Retardation and Developmental Disabilities will be held on August 25, 2004, at the Wabash Center, 200 Greenbush Street, Lafayette, IN.

XII. Adjournment:

The meeting was adjourned at 2:30 P.M.